



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF INTERFERENCES AND PATENT APPEALS

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In re Application of:
Madhavan PISHARODI

Serial No.: 10/804,895

Filed: March 19, 2004

For: **ROTATING, LOCKING,
SPRING-LOADED
ARTIFICIAL DISK**

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Atty Docket No.: PISA,015

Group Art Unit: 3774

Examiner: P.B. Prebilic

COMMISSIONER FOR PATENTS
P. O. BOX 1450
ALEXANDRIA, VA 22313-1450

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date indicated below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313.

[Signature] May 19, 2008
Mark R. Wisner, Registration No. 30,603 Date

NOTICE OF APPEAL

Sir:

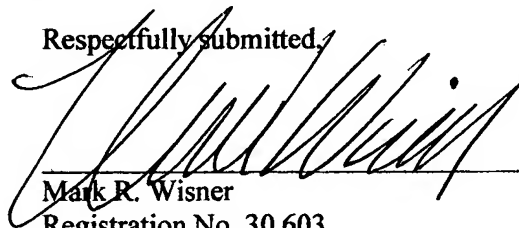
Applicant hereby appeals to the Board of Appeals from the decision dated November 19, 2007 rejecting claims 1-3, 11, and 19-35.

The items checked below are appropriate:

1. ☒ Appeal fee (37 C.F.R. 1.17(e))
 - ☐ other than small entity [fee \$510.00]
 - ☒ small entity [fee \$255.00]
 - ☐ verified statement attached.
 - ☒ verified statement was filed.
2. ☒ A petition and fee for an extension of time for reply to the rejection (37 C.F.R. 1.17 (a)-(d)) is attached.
 - ☐ other than small entity
 - ☐ \$120 ☐ \$450 ☐ \$1030 ☐ \$1,590
 - ☒ small entity
 - ☐ verified statement attached
 - ☐ verified statement was filed
 - ☐ \$60 ☐ \$225 ☒ \$525 ☐ \$795
3. ☐ Check No. _____ is attached for the sum of \$ _____.

4. ☒ A credit card payment form (Form PTO-2038) authorizing a charge in the sum of \$780.00 (including the fee for a notice of appeal and the fee for the extension of time) is attached.
5. ☐ Please charge the fee(s) to the Deposit Account of Wisner & Associates, Account No. 50-0965 (_____).
6. ☒ In the event additional fees are required or if a check or Form PTO-2038 is inadvertently not enclosed, is unsigned or is insufficient in amount, or an extension of time is needed for this Notice to be considered timely, request is hereby made for same and the Commissioner is authorized to charge the Deposit Account of Wisner & Associates, Account No. 50-0965 (PISA,015) in the amount of the applicable fee that may be required for entry of this paper. Any overpayment may be credited to Deposit Account No. 50-0965 (PISA,015).

Respectfully submitted,



Mark R. Wisner
Registration No. 30,603
1177 West Loop South, Suite 400
Houston, Texas 77027-9012
Telephone: (713) 785-0555
Facsimile: (713) 785-0561

ATTORNEY FOR APPLICANT

Date: May 19, 2008